



JAC
IFW

May 15, 2007

Mail Stop: DAC
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a **REQUEST FOR SUPERVISORY AUTHORITY TO DETERMINE STATUS** regarding U.S. Patent 6,253,198 and corresponding Reissue Application Serial No. 10/600,114.

Respectfully submitted,

Kenneth A. Roddy

Kenneth A. Roddy
Agent for Applicant
Registration No. 31,294
Telephone (713) 686-7676

Encls

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

May 15, 2007

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Kenneth A. Roddy

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Agent for Applicant
Registration No. 31,294



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE: U.S. Patent 6,253,198 AND Reissue Application Serial No. 10/600,114

Group Art Unit: 2162

Examiner: Shahid Al Alam

Title: PROCESS FOR MAINTAINING ONGOING REGISTRATION
FOR PAGES ON A GIVEN SEARCH ENGINE

**ATTN: DEPUTY ASSISTANT COMMISSIONER
FOR PATENT EXAMINATION POLICY**

VIA FAX and First Class Mail

Commissioner For Patents

P.O. Box 1450

Alexandria, VA 22313-1450

May 15, 2007

REQUEST FOR SUPERVISORY AUTHORITY TO DETERMINE STATUS

Dear Sir:

This is a request to invoke the supervisory authority of the Deputy Commissioner to determine the status of the above titled U.S. Patent and the corresponding Reissue Application, and is filed by the Agent of Record in Reissue Application S.N. 10/600,114 of which U.S. Patent 6,253,198 is the parent.

Regarding parent patent U.S. Patent 6,253,198

The parent patent U.S. Patent 6,253,198 was originally filed by another practitioner and is the subject of Reissue Application S.N. 10/600,114, which was filed by the undersigned on June 20, 2003 and is currently pending.

During the course of prosecuting Reissue Application S.N. 10/600,114, the undersigned agent was informed that the maintenance fee in the parent U.S. Patent 6,253,198 had not been paid, and that the patent had expired, in a telephone conversation with the Examiner in September, 2006 following a previous request for the status of Reissue Application S.N. 10/600,114, and in a follow-up non-final Office Action from the Examiner dated September 19, 2006.

The undersigned agent filed a Petition to accept delayed payment of the maintenance fee in the expired parent patent US 6,253,198 with the requisite fees, which was received in the USPTO on 11/7/06, and the check for the Fee payment was processed.

The undersigned agent has not received a Decision on the 11/7/06 Petition in US 6,253,198, and the public PAIR database for the parent US 6,253,198 currently shows an entry dated 1/9/07 that says "FILE MARKED LOST".

The undersigned agent spoke with Examiner Alam (the Examiner in both the parent patent and the reissue application) on March 10, 2007 and on March 27, 2007 and informed him of the situation in the parent patent, and was told on both occasions that he would check into the matter.

Regarding Reissue Application S.N. 10/600,114

Reissue Application S.N. 10/600,114, seeking to delete the word "unmodified" from base claim 1, was filed by the undersigned agent on June 20, 2003 and is currently pending. The following are the most recent events in the prosecution.

In response a Non-Final Office Action dated June 30, 2005, the undersigned agent filed a Second Supplemental Amendment dated September 30, 2005 accompanied by a Certificate of Mailing, a new Statement Under 37 CFR 3.73(b) (PTO/SB/96), a Consent By Assignee (PTO/SB/53), and a Declaration by the Inventor (PTO/SB/51), to correct defects in the Reissue Application.

A Request To Determine the Status was filed August 21, 2006 to determine the status of the Reissue Application.

Following the 8/21/2006 Request To Determine Status, the undersigned agent was informed in a telephone conversation with the Examiner in September, 2006 that the that the maintenance fee in the parent U.S. Patent 6,253,198 had not been paid, and that the patent had expired.

In a Non-Final final Office Action dated September 19, 2006, the Examiner stated in Paragraph 1, that the parent patent, US.6,253,198, had expired due to failure to pay the maintenance fee and that the Reissue could not be allowed and that all must be rejected as lacking basis for reissue. In Paragraph 2, of the Office Action, claims 1-14 were rejected as being based on a defective reissue declaration.

The undersigned agent filed a Petition dated October 31, 2006 to accept delayed payment of the maintenance fee in the expired parent US 6,253,198 with the requisite fees, which was received in the USPTO on 11/7/2006, and the check for the Fee payment was processed.

On the same day, the October 31, 2006, undersigned agent filed a Response to the 9/19/2006 Non-Final Office Action, which was received in the USPTO on 11/6/2006. The response stated that a Petition to accept delayed payment of the maintenance fee in the expired parent US 6,253,198 had been filed to reinstate the parent patent, and that he would be informed regarding the Decision on the Petition.

The Petition to accept delayed payment of the maintenance fee in the expired parent US 6,253,198 with the requisite fees received in the USPTO on 11/7/06, and the check for the Fee payment was processed.

The undersigned agent has not received a Decision on the 11/7/06 Petition in US 6,253,198, and the public PAIR database for the parent US 6,253,198 currently shows an entry dated 1/9/07 that says "FILE MARKED LOST".

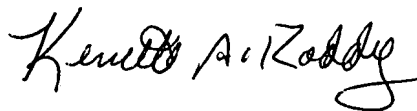
On March 10, 2007, and on March 27, 2007, the undersigned agent received a telephone phone call from the Examiner to inquire whether the undersigned had responded to the 9/19/2006 Non-Final Office Action, and on both occasions, the undersigned informed him that a Response dated 10/31/2006 was filed and received in the USPTO on 11/6/2006. The undersigned informed the Examiner that a Decision on the 11/07/2006 Petition had still not been received, and the public PAIR database for the parent US 6,253,198 currently shows an entry dated 1/9/2007 that says "FILE MARKED LOST". On both occasions, the Examiner informed the undersigned that he would check into the matter and would call to report his findings.

Request

It is respectfully requested that the Deputy Commissioner's staff check into this matter and kindly inform the undersigned as to the status of the Decision in the Petition in the parent patent US 6,253,198, the status as to the "File Marked Lost" in the parent patent US 6,253,198 and what may be done related thereto in Reissue Application SN 10/600,114 of which US 6,253,198 is the parent.

A written response is respectfully requested, so that a copy can be passed to the Applicant.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kenneth A. Roddy". The signature is fluid and cursive, with the first name "Kenneth" being more prominent.

Kenneth A. Roddy
Agent of Record in SN 10/600,114
Registration No. 31,294

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